

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Newport News Division

UNITED STATES OF AMERICA	)	CRIMINAL NO. 2:03cr
)	
	)	18 U.S.C. §§ 1343 & 2
	)	Wire Fraud (Counts 1 - 13)
)	
v.	)	18 U.S.C. §§ 1028(a)(7) & 2
	)	Fraudulently Misusing Another's
	)	Means of Identification
	)	(Counts 14 - 17)
)	
	)	18 U.S.C. §§ 1028(a)(3) & 2
	)	Possession of False Identity
	)	Documents (Count 18)
CARLTON SHAWN JOHNSON,)	
a/k/a "Carlton Shone Johnson,"	)	18 U.S.C. §§ 1028(a)(5) & 2
a/k/a "Douglas Jackson," and	)	Possession of Tools for Making
a/k/a "David Poe."	)	False Identifications (Count 19)
)	
	)	18 U.S.C. §§ 1029(a)(3) & 2
	)	Possession of Unauthorized
	)	Access Devices (Count 20)
)	
	)	18 U.S.C. §§ 982 & 981
	)	Forfeiture

INDICTMENT

SEPTEMBER 2003 TERM -- at Norfolk, Virginia

COUNTS ONE - FIVE

THE GRAND JURY CHARGES THAT:

From in or about August 2001 through in or about May 2002, the exact dates being unknown, in the Eastern District of Virginia and elsewhere, defendant CARLTON SHAWN JOHNSON knowingly devised and intended to devise a scheme and artifice to defraud and for obtaining money and property by means of materially false and fraudulent pretenses, representations, and promises, which scheme and artifice, and the execution thereof, operated in substance as follows:

THE SCHEME AND ARTIFICE

1. The object of the scheme and artifice was to obtain moneys by fraudulent means by creating fictitious businesses, merchant accounts, bank accounts, and identification documents, all to be used as part of a scheme to make unauthorized credit card transactions.

2. It was a part of the scheme and artifice to obtain hundreds and thousands of credit card account numbers stolen from hotels, hospitals, medical offices, and telemarketers.

3. It was further a part of the scheme and artifice to obtain a genuine business license from the City of Hampton, VA, which was used to manufacture additional fictitious business licenses for use in opening bank and merchant credit card accounts.

4. It was further a part of the scheme and artifice to obtain blanks, holograms, lamination machines, blank card stock, templates, instructions, and computer programs to manufacture false identifications, such as military identification cards, driver's licenses, birth certificates, and social security cards.

5. It was further a part of the scheme and artifice to use the false identifications to establish accounts for cellular telephone service, for banking, and for merchant credit services.

6. It was further a part of the scheme and artifice to open merchant accounts, with American Express, Quad City ("QC") Bancard, Discover Business Services, and Cornerstone Payment Systems (through AmeriMerchant), using false identifications, for the purpose of processing payments from the stolen credit cards into bank accounts to be opened by the defendant.

7. It was further a part of the scheme and artifice to open bogus business bank accounts for the purpose of receiving payments from the stolen credit card

accounts.

8. It was further a part of the scheme and artifice to obtain equipment, such as "Verifone" transmitters, to process charges against the stolen credit cards and then to key in the credit card numbers, expiration dates, and amounts charged, in order to unlawfully obtain monies to which the defendant was not entitled.

9. It was further a part of the scheme and artifice that, after receiving credit card payments into the bogus business bank accounts noted above, the defendant then withdrew the funds received.

10. As a result of this fraudulent scheme and artifice, merchant businesses processing the credit card transactions and various credit card customers suffered losses.

ACTS IN EXECUTION OF THE SCHEME AND ARTIFICE

In furtherance of the scheme and artifice and to accomplish its object, the defendant CARLTON SHAWN JOHNSON did commit and caused to be committed the following acts, among others, in the Eastern District of Virginia and elsewhere, in order to obtain monies by fraudulent means:

11. On or about February 17, 2002, CARLTON SHAWN JOHNSON manufactured on his home computer one or more false identification documents, including a North Carolina birth registration card, a social security card, and a U.S. Navy identification card bearing the defendant's photograph, in the name of Douglas H. Jackson.

12. On or about February 20, 2002, CARLTON SHAWN JOHNSON presented a Dominion Virginia power bill and a North Carolina birth registration card in the name of Douglas Jackson to the Virginia Department of Motor Vehicles and obtained a Virginia identification card in the name of Douglas Hall Jackson.

13. On or about February 20, 2002, CARLTON SHAWN JOHNSON obtained a business license from the City of Hampton, Virginia, in the name of Douglas Hall Jackson d/b/a Hall Computer Software.

14. On or about March 6, 2002, CARLTON SHAWN JOHNSON bought hologram overlays and a color card printer in the name of Douglas H. Jackson.

15. On or about March 14, 2002, CARLTON SHAWN JOHNSON opened a business checking account at Old Point National Bank (account # 125671801) in the name of Douglas H. Jackson d/b/a DKV Computer Sales.

16. On or about April 26, 2002, CARLTON SHAWN JOHNSON caused to be opened a Sprint PCS account in the name of Judy K. Rogers, to obtain a fictitious business telephone number.

17. On or about April 26, 2002, CARLTON SHAWN JOHNSON obtained a merchant application for Cornerstone Payment Systems from AmeriMerchant that he falsely completed in the name of Judy Rogers of Electronics and Data Sales in Jacksonville, FL.

18. On or about April 29, 2002, CARLTON SHAWN JOHNSON sent and caused to be sent by facsimile to AmeriMerchant in New York, New York, a signed merchant account application in name of Judy Rogers of Electronic Data and Sales.

19. On or about May 3, 2002, CARLTON SHAWN JOHNSON sent and caused to be sent by wire to Discover Business Services in New Albany, Ohio, an electronic merchant credit card processing agreement in the name of Judy Rogers d/b/a Electronic and Data Sales of Jacksonville, Florida.

20. On or about the dates and in the approximate amounts noted in the counts below, for the purpose of executing the aforesaid scheme and artifice and attempting to do so, CARLTON SHAWN JOHNSON did knowingly cause to be transmitted by means of wire communication in interstate commerce, certain signs,

signals, and sounds, that is, wire transfers of moneys from credit card transactions into the fraudulent business account (Douglas Hall Jackson d/b/a DKV Computer Sales) the defendant established at Old Point National Bank in the Eastern District of Virginia:

<i>Count</i>	<i>Date</i>	<i>Amount</i>	<i>Origin</i>	<i>Destination</i>
1	5/10/02	\$1772.30	Cornerstone Payment Systems	Old Point National Bank (Account # 125671801)
2	5/13/02	\$686.05	same	same
3	5/16/02	\$1401.17	same	same
4	5/17/02	\$917.64	same	same
5	5/20/02	\$980.50	same	same

(In violation of Title 18, United States Code, Sections 1343 and 2).

COUNTS SIX - EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

From in or about August 2001 through in or about May 2002, the exact dates being unknown, in the Eastern District of Virginia and elsewhere, defendant CARLTON SHAWN JOHNSON knowingly devised and intended to devise a scheme and artifice to defraud and for obtaining money and property by means of materially false and fraudulent pretenses, representations, and promises, which scheme and artifice, and the execution thereof, operated in substance as follows:

THE SCHEME AND ARTIFICE

Paragraphs one through ten of counts one through five are realleged and incorporated by reference, as if fully stated herein.

ACTS IN EXECUTION OF THE SCHEME AND ARTIFICE

In furtherance of the scheme and artifice and to accomplish its object, the defendant CARLTON SHAWN JOHNSON did commit and caused to be committed the following acts, among others, in the Eastern District of Virginia and elsewhere, in order to obtain monies by fraudulent means:

1. On or about December 12, 2001, CARLTON SHAWN JOHNSON manufactured on his home computer a fake Dominion Virginia power bill for David M. Poe, 109 Greenwell Drive, Hampton, VA 23666.
2. On or about March 3, 2002, CARLTON SHAWN JOHNSON manufactured on his home computer a fictitious City of Hampton business license in the name of "Poe David Michael d/b/a Hi-Tech Electronics."
3. On or about April 19, 2002, CARLTON SHAWN JOHNSON manufactured on his home computer one or more false identification documents, including a social security card and a California driver's license and U.S. Navy identification card bearing his photograph, in the name of David Michael Poe.

4. On or about April 23, 2002, CARLTON SHAWN JOHNSON opened a business checking account at First Virginia Bank (account # 0553-4666) in the name of David M. Poe d/b/a Hi-Tech Electronics and presented the fake business license, a social security card, and the California driver's license noted above to open the account.

5. On or about April 23, 2002, CARLTON SHAWN JOHNSON caused to be opened a Sprint PCS account in the name of David Plessinger and Hi-Tech Electronics, to obtain a fictitious business telephone number.

6. On or about April 23, 2002, CARLTON SHAWN JOHNSON obtained, completed, and returned by facsimile a merchant application for Cornerstone Payment Systems from AmeriMerchant that he falsely completed in the name of David Plessinger of Hi-Tech Electronics in Houston, TX.

7. On or about the dates and in the approximate amounts noted in the counts below, for the purpose of executing the aforesaid scheme and artifice and attempting to do so, CARLTON SHAWN JOHNSON did knowingly cause to be transmitted by means of wire communication in interstate commerce, certain signs, signals, and sounds, that is, wire transfers of moneys from credit card transactions into the fraudulent business account (David M. Poe d/b/a Hi-Tech Electronics) the defendant established at First Virginia Bank in the Eastern District of Virginia:

<i>Count</i>	<i>Date</i>	<i>Amount</i>	<i>Origin</i>	<i>Destination</i>
6	5/13/02	\$1865.08	Cornerstone Payment Systems	First Virginia Bank (Account # 0553-4666)
7	5/14/02	\$700.34	same	same
8	5/17/02	\$1362.19	same	same

(In violation of Title 18, United States Code, Sections 1343 and 2).

COUNTS NINE - THIRTEEN

THE GRAND JURY FURTHER CHARGES THAT:

From in or about August 2001 through in or about May 2002, the exact dates being unknown, in the Eastern District of Virginia and elsewhere, defendant CARLTON SHAWN JOHNSON knowingly devised and intended to devise a scheme and artifice to defraud and for obtaining money and property by means of materially false and fraudulent pretenses, representations, and promises, which scheme and artifice, and the execution thereof, operated in substance as follows:

THE SCHEME AND ARTIFICE

Paragraphs one through ten of counts one through five are realleged and incorporated by reference, as if fully stated herein.

ACTS IN EXECUTION OF THE SCHEME AND ARTIFICE

1. On or about December 18, 2001, CARLTON SHAWN JOHNSON created on his home computer one or more false identification documents, including a North Carolina birth certificate, a Dominion Virginia utility bill, and a U.S. Navy identification card bearing the photograph of CARLTON SHAWN JOHNSON, in the name of Keith C. Vannoy.
2. On or about December 18, 2001, CARLTON SHAWN JOHNSON opened a business checking account at Wachovia Bank (account # 01841560824) in the name of Designer Handbags.
3. On or about December 18, 2001, CARLTON SHAWN JOHNSON sent and caused to be sent by facsimile to QC Bancard, Inc., Moline, Illinois, a signed merchant credit card processing agreement in the name of Keith C. Vannoy, d/b/a Designer Handbags, Inc.

4. On or about December 20, 2001, CARLTON SHAWN JOHNSON created and caused to be created a false York County Circuit Court certificate issued to Carlton Johnson for the use of the fictitious business name "Designer Handbags."

5. On or about December 20, 2001, CARLTON SHAWN JOHNSON sent and caused to be sent to Discover Business Services, New Albany, Ohio, a merchant credit card processing agreement in the name of Keith C. Vannoy, d/b/a Handbags Etc., Inc.

6. On or about the dates and in the approximate amounts noted in the counts below, for the purpose of executing the aforesaid scheme and artifice and attempting to do so, CARLTON SHAWN JOHNSON did knowingly cause to be transmitted by means of wire communication in interstate commerce, certain signs, signals, and sounds, that is, wire transfers of moneys from credit card transactions into the bogus business account (CARLTON JOHNSON, d/b/a Designer Handbags) the defendant established at Wachovia Bank in the Eastern District of Virginia:

<i>Count</i>	<i>Date</i>	<i>Amount</i>	<i>Origin</i>	<i>Destination</i>
9	1/2/02	\$1892.71	QCBancard	Wachovia Bank (Account # 01841560824)
10	1/15/02	\$1257.73	QCBancard	same
11	1/23/02	\$349.99	Discover	same
12	1/23/02	\$390.00	Discover	same
13	1/25/02	\$489.00	Discover	same

(All in violation of Title 18, United States Code, Sections 1343 and 2).

COUNT FOURTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 14, 2002, at a Old Point National Bank branch office in Hampton in the Eastern District of Virginia, defendant CARLTON SHAWN JOHNSON did knowingly and without lawful authority use, in and affecting interstate commerce, a means of identification of another person with the intent to commit unlawful activity, that is, wire fraud in violation of Title 18, United States Code, Section 1343; in that the defendant used Douglas H. Jackson's name, date of birth, and social security number, without his knowledge and permission, to open a business checking account in Jackson's name (d/b/a DKV Computer Sales) at Old Point National Bank (account # 125671801) to receive payments from stolen credit card accounts, and through the unlawful use of this means of fraudulent identification the defendant obtained monies aggregating \$1,000 or more during a one-year period.

(In violation of Title 18, United States Code, Sections 1028(a)(7), 1028(b)(1)(D), 1028(c)(3)(A), and 2).

COUNT FIFTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 23, 2002, at a First Virginia Bank branch office in Newport News in the Eastern District of Virginia, defendant CARLTON SHAWN JOHNSON did knowingly and without lawful authority use, in and affecting interstate commerce, a means of identification of another person with the intent to commit unlawful activity, that is, wire fraud in violation of Title 18, United States Code, Section 1343; in that the defendant used David M. Poe's name, date of birth, and social security number, without his knowledge and permission, to open a business checking account in Poe's name (d/b/a Hi-Tech Electronics) at First Virginia Bank (account # 0553-4666) to receive payments from stolen credit card accounts, and through the unlawful use of this means of fraudulent identification the defendant obtained monies aggregating \$1,000 or more during a one-year period.

(In violation of Title 18, United States Code, Sections 1028(a)(7), 1028(b)(1)(D), 1028(c)(3)(A), and 2).

COUNT SIXTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 25, 2002, at a Old Point National Bank branch office in Hampton in the Eastern District of Virginia, defendant CARLTON SHAWN JOHNSON did knowingly and without lawful authority use, in and affecting interstate commerce, a means of identification of another person with the intent to commit unlawful activity, that is, wire fraud in violation of Title 18, United States Code, Section 1343; in that the defendant used David M. Poe's name, date of birth, and social security number, without his knowledge and permission, to open a business checking account in Poe's name (d/b/a Picture Perfect Electronics) at Old Point National Bank (account # 126011101) to receive payments from stolen credit card accounts, and through the unlawful use of this means of fraudulent identification the defendant obtained monies aggregating \$1,000 or more during a one-year period.

(In violation of Title 18, United States Code, Sections 1028(a)(7), 1028(b)(1)(D), 1028(c)(3)(A), and 2).

COUNT SEVENTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 25, 2002, at a Harbor Bank branch office in Newport News in the Eastern District of Virginia, defendant CARLTON SHAWN JOHNSON did knowingly and without lawful authority use, in and affecting interstate commerce, a means of identification of another person with the intent to commit unlawful activity, that is, wire fraud in violation of Title 18, United States Code, Section 1343; in that the defendant used Douglas H. Jackson's name, date of birth, and social security number, without his knowledge and permission, to open a business checking account in Jackson's name (d/b/a Hall Computer Software) at Harbor Bank (account # 140416025) to receive payments from stolen credit card accounts, and through the unlawful use of this means of fraudulent identification the defendant obtained monies aggregating \$1,000 or more during a one-year period.

(In violation of Title 18, United States Code, Sections 1028(a)(7), 1028(b)(1)(D), 1028(c)(3)(A), and 2).

COUNT EIGHTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 20, 2002, in Yorktown in the Eastern District of Virginia, defendant CARLTON SHAWN JOHNSON did knowingly, and with intent to use unlawfully, possess five or more false identification documents in and affecting interstate commerce; that is, the defendant possessed:

(1) six United States Armed Forces (Navy) identification cards in the names of Douglas H. Jackson, David M. Poe, Keith C. Vannoy, Raimond M. Johnson, Donald G. Brandon, and Damian C. Kee;

(2) two Massachusetts driver's licenses in the names of Kris Shawn Arrington and Donald Gee Brandon;

(3) one California driver's license in the name of David Michael Poe;

(4) three social security cards in the names of David Michael Poe, Douglas Hall Jackson, and Donald Gee Brandon; and

(5) two birth registration cards in the names of Douglas Hall Jackson and Keith C. Vannoy.

(In violation of Title 18, United States Code, Sections 1028(a)(3), 1028(b)(2)(B), 1028(c)(3)(A) and 2).

COUNT NINETEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 20, 2002, in Yorktown within the Eastern District of Virginia, defendant CARLTON SHAWN JOHNSON did knowingly possess, in and affecting interstate commerce, document-making implements with the intent that such implements would be used in the production of false identification documents; that is, the defendant possessed a laminating machine, a card printer, holograms, card stock and card blanks, an embossing machine, a seal maker, personal computers, a Visioneer One Touch 5800 scanner, Fiskars paper/card cutter, a UC Logic pen tablet, a Kodak DX 3600 digital camera, Card Five card design software and smart card reader, and a Hewlett-Packard inkjet printer, for use in making false identification documents including birth registration cards, social security cards, military identifications, and driver's licenses.

(In violation of Title 18, United States Code, Sections 1028(a)(5), 1028(b)(1)(C), 1028(c)(3)(A), and 2).

COUNT TWENTY

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 20, 2002, in Yorktown within the Eastern District of Virginia, defendant CARLTON SHAWN JOHNSON did knowingly, with intent to defraud, and in a manner affecting interstate commerce, possess fifteen or more unauthorized access devices; that is, at his residence and in his vehicle at 112 Pelican Place, Yorktown, Virginia, the defendant wrongfully possessed thousands of credit card account numbers, not in his own name, including the following fifteen noted below:

Credit Card Account Numbers

<i>Name:</i>	<i>Card Type:</i>	<i>Account Number (Last 4 Digits Only):</i>
Alfred Naumann	Visa	**** * 1447
Charles Cook	Visa	**** * 8210
M. Holt	Visa	**** * 9803
David Poe	Visa	**** * 5872
Randy Gombos	Visa	**** * 9045
Claude Pauley	Visa	**** * 1326
Dennis Evans	Visa	**** * 5487
Srinivasa Sridhar	Discover	**** * 5298
Dennis Moles	Visa	**** * 3999
Brian Smith	Visa	**** * 5686
Sandra Sarvey	MasterCard	**** * 3875
David Plessinger	MasterCard	**** * 7660
Thomas Koontz	Visa	**** * 7055
James Dorsey	Visa	**** * 1346
Donald Brandon	Visa	**** * 0914

(In violation of Title 18, United States Code, Sections 1029(a)(3), 1029(c)(1), and 2).

FORFEITURE

A. Defendant CARLTON SHAWN JOHNSON, if convicted of one or more of the violations in Counts One through Thirteen of this indictment, shall forfeit to the United States:

1. Any property, real or personal, which constitutes or is derived from proceeds traceable to any offense constituting a specified unlawful activity.

(All in violation of 18 U.S.C. § 982, 28 U.S.C. § 2461(c), and 18 U.S.C. § 981(a)(1)(C), incorporating 18 U.S.C. § 1956(c)(7)(A) and (D) and 18 U.S.C. § 1961(1)).

B. Defendant CARLTON SHAWN JOHNSON, if convicted of any one or more of the offenses in Counts Fourteen through Twenty relating to identity fraud and access device fraud, shall forfeit to the United States:

1. any property constituting, or derived from, proceeds the defendant obtained directly or indirectly, as the result of the offense; and
2. any personal property used, or intended to be used to commit the offense;

(All in violation of Title 18, United States Code, Sections 982(a)(2)(B), 1028(b)(5), and 1029(c)(1)(C)).

C. The property and proceeds subject to forfeiture under paragraphs A and B, includes, but is not limited to, the following:

1. The sum of approximately \$287,878.64 in United States Currency and all interest and proceeds, acquired, obtained, and traceable thereto, which sum is the aggregate amount involved in the aforementioned offenses or proceeds traceable to such property.
2. The following personal property: a laminating machine, a card printer, holograms, card stock and card blanks, an embossing machine, a seal maker, a Visioneer One Touch 5800 scanner, Fiskars paper/card cutter, a UC Logic pen tablet, a Kodak DX 3600 digital camera, Card Five design software and smart card reader, a Hewlett-Packard inkjet printer, and the following personal computers/computer equipment: (a) a Dell Inspiron 8100 laptop, serial # TW01K859-12961-19J-4060; (b) a Dell Inspiron 8100 laptop, serial # TW01K859-12961-1AE-2213; (c) an IBM Thinkpad laptop, no serial #; (d) an NEC Laptop, model # PC-440-1531, serial # 45003782; (e) a Dell Dimension XPSR400 CPU, serial # FS06V; (f) a Dell Optiplex GX1 CPU, serial # U99MJ; and (g) a Dell Trinitron monitor, model # D1626HT, serial # 7022361.

D. If any property that is subject to forfeiture above, as a result of any act or omission of the defendant:

1. cannot be located upon the exercise of due diligence;

2. has been transferred to, sold to, or deposited with a third person;
3. has been placed beyond the jurisdiction of this Court;
4. has been substantially diminished in value; or
5. has been commingled with other property such that it cannot be subdivided without difficulty; then,

It is the intent of the United States to seek forfeiture of the other property of the defendant, up to the value of any property described above.

(All in violation of 18 U.S.C. § 982(b)(1), incorporating the provisions of 21 U.S.C. § 853(p)).

A TRUE BILL:

FOREPERSON

Paul J. McNulty
United States Attorney

By: _____
Robert J. Krask
Assistant United States Attorney